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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SCRIVANO et al.

Serial No.: 10/036,415

Filed: Jan. 7, 2002

For: METHOD OF PROVIDING MANAGERS AN OPPORTUNITY TO OWN
THEIR OWN BUSINESSES

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) Examiner:
)
) Group Art Unit: 2162
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)
)

SUBMISSION OF EXECUTED DECLARATION AND POWER OF ATTORNEY
AND CORRECTION OF INVENTORSHIP

Honorable Commissioner of
Patents and Trademarks
Washington, D. C. 20231

Sir:

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SEP 18 2002
GROUP 3600

Applicants respectfully submit the attached executed Declaration and Power of Attorney in connection with the above identified matter. No executed Declaration and Power of Attorney had previously been submitted in this case.

The above application was filed naming five joint inventors. However, Applicants respectfully request correction of inventorship to add an additional joint inventor. Mr. Michael R. Scruggs, who was inadvertently omitted as an inventor at the time the application was filed, has been added to the attached Declaration and Power of Attorney as the sixth joint inventor in this application.

As specified in 37 C.F.R. 1.48(f)(1), Applicants are permitted to correct inventorship in cases where no executed declaration was previously filed, by the first

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submission of an executed declaration naming the correct inventors. In this case, the attached executed Declaration and Power of Attorney is the first submission of an executed declaration, and contains the names of the correct inventors, David Scrivano, Eric A. Castiglia, R. Brett Yates, Steven D. King, Robert Mazziotti, and Michael J. Scruggs.

For the above reasons, Applicants respectfully request the Examiner to accept the attached Declaration and Power of Attorney, and correct the inventorship, as indicated above, in this application.

Respectfully submitted,



J. John Shimazaki
Registration No. 37,236

DICKINSON WRIGHT PLLC
1901 L. Street, N.W. ,Suite 800
Washington, D.C. 20036
Tel: (202) 457-0160

Date: 21 JUNE 2002

DC 71157-32 78491

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address, and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled

METHOD OF PROVIDING MANAGERS AN OPPORTUNITY TO OWN THEIR OWN BUSINESSES

 the specification of which is attached hereto.
☒ which was filed on Jan. 7, 2002 as U.S. Patent Application Serial No. 10/036,415, and (if applicable) was amended on .

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information of which I am aware and which is material to the examination of the patent application in accordance with 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designates at least one country other than the United States, listed below and have also identified below, by checking the space, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is not claimed.

Prior Foreign Application(s)

Number	Country	Day/Month/Year Filed	Priority Not Claimed
_____	_____	_____	_____
_____	_____	_____	_____

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

Application Serial Number

Filing Date

60/259,703January 5, 2001

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information known to me which is material to the patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Application Serial Number	Filing Date	Status (patented, pending, abandoned)
_____	_____	_____

Each undersigned applicant hereby appoints J. John Shimazaki (Registration No. 37,236), Douglas A. Mullen (Registration No. 38,569), Rick Jones (Registration No. 39,242) and Eric Doyle (Registration No. 42,496) as his attorneys with full power of substitution to prosecute the subject application and to transact all business in the Patent and Trademark Office connected therewith.

Send Correspondence to: DICKINSON WRIGHT PLLC, 1901 L Street, N.W., Suite 800, Washington, D.C. 20036, Phone (202) 457-0160.

I hereby declare that all statements made herein of my own knowledge are true and that all statement made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: David ScrivanoInventor's signature: [Signature]Residence: 203 Lakeshore Pointe Drive, Howell, Michigan 48843Citizenship: USAPost Office Address: Same as aboveDate: 5/28/02

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Full name of second joint inventor: Castiglia

Inventor's signature [Signature]

Date 5-24-02

Residence: 36449 Cecilia Drive, Sterling Heights, Michigan 48312

Citizenship: USA

Post Office Address Same as above

Full name of third joint inventor: B. Brett Yates

Inventor's signature [Signature]

Date 5-28-02

Residence: 32235 Meadowbrook Street, Livonia, Michigan 48154

Citizenship: USA

Post Office Address Same as above

Full name of fourth joint inventor: Steven D. King

Inventor's signature [Signature]

Date 6-3-02

Residence: 1965 Andover, Superior Township, Michigan 48198

Citizenship: USA

Post Office Address Same as above

Full name of fifth joint inventor: Robert Mazziotti

Inventor's signature [Signature]

Date 5/28/02

Residence: 44242 Highland Court, Northville, Michigan 48167

Citizenship: USA

Post Office Address Same as above

Full name of sixth joint inventor: Michael J. Scruggs

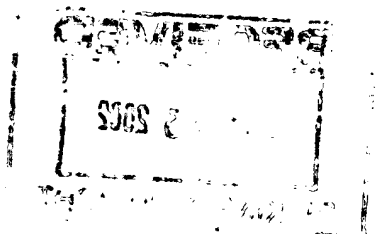
Inventor's signature [Signature]

Date 6/5/02

Residence: 30530 Fox Club Drive, Farmington Hills, Michigan 48331

Citizenship: USA

Post Office Address Same as above





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) Group Art Unit: 2162
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RETURN OF DOCUMENTS INADVERTENTLY SENT TO APPLICANT

Honorable Commissioner of
Patents and Trademarks
Washington, D. C. 20231

Sir:

Applicants recently received a communication from the Assignment Branch regarding the above identified matter. The communication contained a Notice of Recordation of Assignment Document for each of the five Assignments that were submitted to the U.S. Patent and Trademark Office ("PTO") on June 21, 2002. There was nothing unusual about this portion of the communication.

In the same communication, however, Applicants also received original copies of the following two documents:

1. Original Declaration and Power of Attorney. Applicant had previously submitted this document to the PTO on June 21, 2002, along with the five assignments. A PTO stamp bearing the June 21, 2002 filing date can be found on this document.
2. Submission of Executed Declaration and Power of Attorney and Correction of Inventorship. Applicant had also previously submitted this document to

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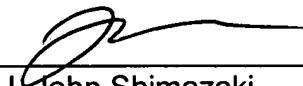
the PTO on June 21, 2002. A PTO stamp bearing the June 21, 2002 filing date can also be found on this document.

It appears that the PTO has inadvertently returned the above two documents to the Applicants in error. They were originally sent to the PTO on June 21, 2002. They should have been accepted by the Examiner and placed in the file. They should not have been sent to Applicants as part of the Notice of Recordation of Assignments.

It is particularly important that these two documents be restored to the file as having been submitted on June 21, 2002, since there has been a change of inventorship, which was indicated and declared in the two documents.

Applicant respectfully requests that the PTO take the appropriate measures to rectify this inadvertent PTO mistake.

Respectfully submitted,



J. John Shimazaki
Registration No. 37,236

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Tel: (202) 457-0160

Date: 13 Sept 2002

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